

EXHIBIT AND WITNESS LIST

AUG 11 2005

| | | | |
|--|--|--|---|
| U.S.A. -vs- ERIC JOHN TUDELA MAFNAS and CHARLEY K. PATRIS | | District Court For The Northern Mariana Islands Northern Mariana Islands (Deputy Clerk) | |
| Government's Attorney Timothy Moran, AUSA Jamie Bowers, AUSA | | Defendant's Attorney Stephanie Flores, Esq. Victorino Torres, Esq. Perry Inos, Esq. | |
| | | Trial Date(s): August 3, 2005 | |
| Presiding Judge A. Wallace Tashima, Presiding Judge | | Court Reporter Sanae Shmull | Courtroom Deputy Michelle C. Macaranas |

| GOV NO. | DEF. NO. | DATE MARKED | DATE OFFERED | DATE ADMITTED | DESCRIPTION OF EXHIBITS AND WITNESSES |
|---------|----------|-------------|--------------|---------------|---|
| 1 | | 8/3/05 | 8/3/05 | 8/3/05 | Lab report re: 46.40 grams of ice case#02-004533 |
| 21 | | 8/3/05 | 8/3/05 | 8/3/05 | Photo - Manabu Chizuwa |
| | | | | | DON WOLFE - 8/3/05 |
| 4 | | 8/3/05 | 8/3/05 | 8/3/05 | Judgment entry for Manabu Chizuwa |
| 3 | | 8/3/05 | 8/3/05 | 8/3/05 | Evidence letter 5/2/2003 from Donald Wolfe |
| 1A | | 8/3/05 | 8/3/05 | - | Letter dated 3/27/03 addressed to Donald E. Wolfe from Edward C. Arriola re CR-01-0087D and No. 00-00517B |
| | | | | | JOHANNES TAIMANAO - 8/3/05 |
| 2 | | 8/3/05 | 8/3/05 | 8/3/05 | Property Sheet Re: Ice from 02-004533 |
| 5 | | 8/3/05 | - | - | Manila envelope case #02-012209 |
| 6 | | 8/3/05 | - | - | Manila envelope case #02-011523 |
| 7 | | 8/3/05 | - | - | Manila envelope case #02-10450 (.25g) |
| 8 | | 8/3/05 | - | - | Manila envelope case #02-010450 (.30g) |
| | | | | | CARL CABRERA - 8/3/05 |
| 9 | | 8/3/05 | 8/3/05 | 8/3/05 | Plea Agreement - Carl Cabrera |
| 10 | | 8/4/05 | - | - | Photo - White expedition ABT 149 |
| 11 | | 8/4/05 | - | - | Photo - Charcoal Taurus ABZ 464 |
| 12 | | 8/4/05 | - | - | Photo - Super Blue Water Tank |
| 13 | | 8/4/05 | - | - | Photo - Mafnas home |
| 14 | | 8/4/05 | - | - | Photo - PIC beach facing South |
| 15 | | 8/4/05 | - | - | Photo - San Antonio Elementary School |
| 16 | | 8/4/05 | - | - | Photo - Downtown Market |
| 17 | | 8/4/05 | 8/4/05 | 8/4/05 | Plea Agreement - Steven Abal |
| 19 | | 8/4/05 | 8/4/05 | 8/4/05 | Transcript - Mafnas Grand Jury testimony |
| 19A | | 8/4/05 | 8/4/05 | 8/4/05 | Tape of Mafnas testimony |
| 20 | | 8/4/05 | 8/4/05 | 8/4/05 | Transcript - Patris Grand Jury testimony |
| 20A | | 8/4/05 | 8/4/05 | 8/4/05 | Tape of Patris testimony |

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| | | | | | |
|-----|--------|--------|--------|--------|---|
| 21A | | 8/4/05 | - | - | Photo - Photo Placard 02-4533 |
| 21B | | 8/4/05 | - | - | Photo - Drugs, Scales and money |
| 21C | | 8/4/05 | - | - | Photo - Chizuwa Ice (close-up) |
| 21D | | 8/4/05 | - | - | Photo - Chizuwa ice and packaging |
| 22 | | 8/4/05 | - | - | Photo - Darrell Quitugua |
| 23 | | 8/4/05 | - | - | Quitugua Booking Record |
| 24 | | 8/4/05 | 8/4/05 | 8/4/05 | Self statement by Mafnas Re: Yang |
| 25 | | 8/4/05 | 8/4/05 | 8/4/05 | AGIU "buy money" request (\$500) 7/31/03 |
| 26 | | 8/4/05 | 8/4/05 | 8/4/05 | AGIU "buy money" request (\$200) 1/16/03 |
| 27 | | 8/4/05 | 8/4/05 | 8/4/05 | AGIU "buy money" request (\$1000) 6/23/03 |
| 28 | | 8/4/05 | - | - | Verizon phone cards |
| | | | - | - | JOINT EXHIBITS OF PATRIS AND MAFNAS |
| A | 8/4/05 | 8/4/05 | 8/4/05 | | Non-Prosecution Agreement of Frank Quitugua |
| B | 8/4/05 | 8/4/05 | 8/4/05 | | Non-Prosecution Agreement of Andrew Taimanao |
| C | 8/4/05 | 8/4/05 | 8/4/05 | | Non-Prosecution Agreement of David Hosono |
| D | 8/4/05 | - | - | | Amended Judgment and Commitment Order of Carl W. Cabrera |
| E | 8/4/05 | - | - | | Judgment of Conviction and Order |
| F | 8/4/05 | - | - | | Judgment and Commitment Order of Steven Pangelinan |
| G | 8/4/05 | - | - | | Proffer Agreement of Vivian M. Fleming |
| H | 8/4/05 | - | - | | Vivian M. Fleming Plea Agreement |
| I | 8/4/05 | - | - | | Proffer Agreement of Steven F. Abal |
| J | 8/4/05 | - | - | | Steven F. Abal Plea Agreement |
| K | 8/4/05 | - | - | | Immunity of Zhen Rong Yang |
| L | 8/4/05 | - | - | | 11/8/03 Declaration of Probable Cause in CNMI U.S. Yang, Zhen Rong - By Det. David Hosono |
| M | 8/4/05 | - | - | | Self Statement of Det. A.S. Taimanao of 11/13/03 |
| N | 8/4/05 | - | - | | CIB Investigative Report by Det. C.K. Patris of 11/8/03 |
| O | 8/4/05 | 8/4/05 | 8/4/05 | | Inmate Booking Yang, Zhen Rong |
| P | 8/4/05 | - | - | | SIS Investigative Report by Det. David M. Hosono of 11/7/03 |
| Q | 8/4/05 | - | - | | SIS Investigative Report of Frank S. Quitugua of 11/7/03 |
| R | 8/4/05 | 8/4/05 | 8/4/05 | | Self statement of Det. E. Mafnas on Yang Arrest |
| T | 8/4/05 | 8/4/05 | 8/4/05 | | Itemization Report Confiscated Money in Yang |
| U | 8/4/05 | - | - | | Evidence / Property Custody Report |
| V | 8/4/05 | - | - | | Report of Yang, Zheng Rong on 3/8/05 |

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| | | | | | |
|-----|---|--------|--------|--------|---|
| | W | 8/4/05 | - | - | Report of Yang, Zheng Rong on 3/9/05 |
| | | | | | CARL CABRERA - 8/4/05 DX |
| 12 | | 8/4/05 | 8/4/05 | 8/4/05 | Photo - Super Blue Water Tank |
| 14 | | 8/4/05 | 8/4/05 | 8/4/05 | Photo - PIC beach facing South |
| 15 | | 8/4/05 | 8/4/05 | 8/4/05 | Photo - San Antonio Elementary School |
| 15A | | 8/4/05 | 8/4/05 | - | Photo - looking toward school from South |
| 15B | | 8/4/05 | 8/4/05 | - | Photo - school property S.W. corner |
| 15C | | 8/4/05 | 8/4/05 | - | Photo - North boarder PIC property |
| 13 | | 8/4/05 | 8/4/05 | 8/4/05 | Photo - Mafnas home |
| 13A | | 8/4/05 | 8/4/05 | 8/4/05 | Photo - Mafnas home (side view) |
| 10 | | 8/4/05 | 8/4/05 | 8/4/05 | Photo - White Expedition ABT 149 |
| 11 | | 8/4/05 | 8/4/05 | 8/4/05 | Photo - Charcoal Taurus ABZ 464 |
| | | | | | CARL CABRERA - 8/4/05 CX |
| 9 | | 8/4/05 | - | - | Plea Agreement - Carl Cabrera |
| | | | | | CARL CABRERA - 8/4/05 (RDX) |
| 9 | | 8/4/05 | - | - | Plea Agreement - Carl Cabrera |
| | | | | | CARL CABRERA - 8/4/05 (RCX) |
| | | | | | STEVEN FAISAO ABAL - 8/4/05 DX |
| | | | | | STEVEN FAISAO ABAL - 8/5/05 DX, CX, RDX, RCX |
| | | | | | MONICA ADA - 8/5/05 DX |
| 1 | | 8/5/05 | - | - | Lab report re: 46.40 grams of ice case#02-004533 |
| 2 | | 8/5/05 | - | - | Property Sheet Re: Ice from 02-004533 |
| 21D | | 8/5/05 | | | Photo - Chizuwa ice and packaging |
| 18 | | 8/5/05 | 8/5/05 | 8/5/05 | Sample Lab Containers |
| 2 | | 8/5/05 | - | - | Property Sheet Re: Ice from 02-004533 |
| | | | | | RAY M. RENGUUL 8/5/05 DX |
| 23 | | 8/5/05 | 8/5/05 | - | Quitugua Booking Record |
| 23A | | 8/5/05 | 8/5/05 | - | Quitugua Property Inventory |
| 21 | | 8/5/05 | - | - | Photo - Manabu Chizuwa |
| | | | | | RAY M. RENGUUL 8/5/05 CX |
| 23 | | 8/5/05 | - | - | Quitugua Booking Record |
| | | | | | RAY M. RENGUUL 8/5/05 RDX |
| | | | | | JOE AUTHER - 8/5/05 DX |
| 18 | | 8/5/05 | - | - | Sample Lab Containers |

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| | | | | | |
|-----|--|---------|--------|--------|--|
| 2 | | 8/5/05 | - | - | Property Sheet Re: Ice from 02-004533 |
| 5 | | 8/5/05 | 8/5/05 | 8/5/05 | Manila envelope case #02-012209 |
| 5A | | 8/5/05 | 8/5/05 | 8/5/05 | Patris self statement of 11/29/052 Re: 02-012209 |
| 6 | | 8/5/05 | 8/5/05 | 8/5/05 | Manila envelope case#02-011523 |
| 6A | | 8/05/05 | - | - | Complaint Report case#02-011523 |
| 7 | | 8/5/05 | 8/5/05 | 8/5/05 | Manila envelope case# 02-10450 (.25g) |
| 7A | | 8/5/05 | - | - | Complaint report case# 02-010450 |
| 8 | | 8/5/05 | 8/5/05 | 8/5/05 | Manila envelope case#02-010450 (.30g) |
| 28 | | 8/5/05 | 8/5/05 | 8/5/05 | Verizon phone records |
| 29 | | 8/5/05 | 8/5/05 | 8/5/05 | Verizon phone records |
| 6A | | 8/5/05 | 8/5/05 | 8/5/05 | Complaint report case#02-011523 |
| 7A | | 8/5/05 | 8/5/05 | 8/5/05 | Complaint report case#02-010450 |
| 8A | | 8/5/05 | 8/5/05 | 8/5/05 | Complaint report case #02-010450 |
| | | | | | JOE AUTHER - 8/5/05 CX |
| 5 | | 8/5/05 | - | - | Manila envelope case #02-012209 |
| 6 | | 8/5/05 | - | - | Manila envelope case#02-011523 |
| 7 | | 8/5/05 | - | - | Manila envelope case# 02-10450 (.25g) |
| 8 | | 8/5/05 | - | - | Manila envelope case#02-010450 (.30g) |
| 28 | | 8/5/05 | - | - | Verizon phone records |
| 29 | | 8/5/05 | - | - | Verizon phone records |
| | | | | | |
| 19 | | 8/5/05 | - | - | TRANSCRIPT - MAFNAS GRAND JURY TESTIMONY 8/5/05 |
| 19A | | 8/5/05 | - | - | TAPE OF MAFNAS' GRAND JURY TESTIMONY 8/5/05 |
| | | 8/8/05 | - | - | GRAND JURY TESTIMONY OF ERIC MAFNAS RECORDING (TAPE & TRANSCRIPT) |
| | | | | | DAVID ANTHONY MARCIANO HOSONO - 8/8/05 DX, CX, RDX, RCX |
| 20 | | 8/8/05 | - | - | TRANSCRIPT - PATRIS GRAND JURY TESTIMONY 8/8/05 |
| 20A | | 8/8/05 | - | - | TAPE OF PATRIS' TESTIMONY 8/8/05 |
| | | | | | FRANK S. QUITUGUA (DEA) - 8/8/05 DX |
| 22 | | 8/8/05 | 8/8/05 | 8/8/05 | Photo - DARRELL QUITUGUA |
| 22A | | 8/8/05 | 8/8/05 | 8/8/05 | Photo - MONEY & DRUG EVIDENCE - QUITUGUA |
| 22B | | 8/8/05 | 8/8/05 | 8/8/05 | Photo - \$800 - QUITUGUA |
| 22C | | 8/8/05 | 8/8/05 | 8/8/05 | Photo - \$1400 - QUITUGUA |
| 22D | | 8/8/05 | 8/8/05 | 8/8/05 | Photo - \$480 - QUITUGUA |
| 21A | | 8/8/05 | 8/8/05 | 8/8/05 | Photo - PHOTO PLACARD 02-4533 |

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| | | | | | |
|-----|--------|--------|--------|--------|--|
| 21B | | 8/8/05 | 8/8/05 | 8/8/05 | Photo - DRUGS, SEALS AND MONEY |
| 21C | | 8/8/05 | 8/8/05 | 8/8/05 | Photo - CHIZUWA ICE (CLOSE-UP) |
| 21D | | 8/8/05 | 8/8/05 | 8/8/05 | Photo - CHIZUWA ICE AND PACKAGING |
| 24 | | 8/8/05 | - | - | Self Statement by Mafnas Re: Yang |
| 25 | | 8/8/05 | - | - | AGIU "buy money" request (\$500) 7/31/03 |
| 26 | | 8/8/05 | - | - | AGIU "buy money" request (\$200) 1/16/03 |
| | | | | | FRANK S. QUITUGUA (DEA) - 8/8/05 CX |
| A | 8/8/05 | - | - | | Non-Prosecution Agreement of Frank Quitugua |
| | | | | | FRANK S. QUITUGUA (DEA) - 8/8/05 RDX, RCX |
| | | | | | ANDREW S. TAIMANAO - 8/8/05 DX, CX, RDX |
| | | | | | URBANO DUENAS BABAUTA - 8/8/05 DX, CX, RDX, RCX |
| 27 | 8/8/05 | - | - | | AGIU "buy money" request (\$1000) 6/23/03 |
| | | | | | JOE AUTHER (FBI) - 8/8/05 DX, CX |
| | | | | | GOVERNMENT RESTED THEIR CASE ON 8/8/05 AT 4:00 P.M. |
| | | | | | ERIC JOHN TUDELA MAFNAS - 8/9/05 DX |
| 3 | 8/9/05 | - | - | | Evidence letter 5/2/03 from Donald Wolfe |
| 22A | 8/9/05 | - | - | | Photo - MONEY & DRUG EVIDENCE - QUITUGUA |
| 22B | 8/9/05 | - | - | | Photo - \$800 - QUITUGUA |
| 22C | 8/9/05 | - | - | | Photo - \$1400 - QUITUGUA |
| 22D | 8/9/05 | - | - | | Photo - \$480 - QUITUGUA |
| 23 | 8/9/05 | 8/9/05 | 8/9/05 | | Quitugua Booking Record |
| T | 8/9/05 | - | - | | Itemization Report Confiscated Money in Yang |
| 5 | 8/9/05 | - | - | | Manila envelope case #02-012209 |
| 6 | 8/9/05 | - | - | | Manila envelope case#02-011523 |
| 7 | 8/9/05 | - | - | | Manila envelope case# 02-10450 (.25g) |
| 8 | 8/9/05 | - | - | | Manila envelope case#02-010450 (.30g) |
| | | | | | ERIC JOHN TUDELA MAFNAS - 8/9/05 CX |
| 5 | 8/9/05 | - | - | | Manila envelope case #02-012209 |
| 6 | 8/9/05 | - | - | | Manila envelope case#02-011523 |
| 7 | 8/9/05 | - | - | | Manila envelope case# 02-10450 (.25g) |
| 8 | 8/9/05 | - | - | | Manila envelope case#02-010450 (.30g) |
| 5A | 8/9/05 | - | - | | Patris self statement of 11/29/052 Re: 02-012209 |
| 6A | 8/9/05 | - | - | | Complaint Report case#02-011523 |
| 7A | 8/9/05 | - | - | | Complaint report case#02-010450 |

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| | | | | | |
|-----|--------|---------|--------|--------|---|
| 8A | | 8/9/05 | - | - | Complaint report case #02-010450 |
| 10 | | 8/9/05 | - | - | Photo - White Expedition ABT 149 |
| 21 | | 8/9/05 | - | - | Photo - Manibu Chizuwa |
| 21A | | 8/9/05 | - | - | Photo - PHOTO PLACARD 02-4533 |
| 21B | | 8/9/05 | - | - | Photo - DRUGS, SEALS AND MONEY |
| 21C | | 8/9/05 | - | - | Photo - CHIZUWA ICE (CLOSE-UP) |
| 21D | | 8/9/05 | - | - | Photo - CHIZUWA ICE AND PACKAGING |
| 1 | | 8/9/05 | - | - | Lab Report Re: 46.40 grams of ice case#02-004533 |
| 3 | | 8/9/05 | - | - | Evidence letter 5/2/2003 from Donald Wolfe |
| 4 | | 8/9/05 | - | - | Judgment entry of Manabu Chizuwa |
| 2 | | 8/9/05 | - | - | Property Sheet Re: Ice from 02-004533 |
| 27 | | 8/9/05 | - | - | AGIU "buy money" request (\$1000) 6/23/03 |
| 25 | | 8/9/05 | - | - | AGIU "buy money" request (\$500) 7/31/03 |
| 22A | | 8/9/05 | - | - | Photo - MONEY & DRUG EVIDENCE - QUITUGUA |
| 22B | | 8/9/05 | - | - | Photo - \$800 - QUITUGUA |
| 22C | | 8/9/05 | - | - | Photo - \$1400 - QUITUGUA |
| 22D | | 8/9/05 | - | - | Photo - \$480 - QUITUGUA |
| 30 | | 8/9/05 | 8/9/05 | 8/9/05 | Document; 2pp; re: handwritten statement written by Eric Mafnas dated 4/30/02 |
| 18 | | 8/9/05 | - | - | Sample lab containers |
| 28 | | 8/9/05 | - | - | Verizon phone records |
| 29 | | 8/9/05 | - | - | Verizon phone records |
| 2 | | 8/9/05 | - | - | Property Sheet Re: Ice from 02-004533 |
| | | | | | ERIC JOHN TUDELA MAFNAS - 8/9/05 RDX |
| 23 | | 8/9/05 | - | - | Quitugua booking record |
| 30 | | 8/9/05 | - | - | Document; 2pp; re: handwritten statement written by Eric Mafnas dated 4/30/02 |
| 4 | | 8/9/05 | - | - | Judgment entry of Manabu Chizuwa |
| V | 8/9/05 | 8/9/05 | 8/9/05 | | Plea Agreement of Manabu Chizuwa |
| | | | | | DEFENSE FOR ERIC MAFNAS RESTED AT 3:56 PM. 8/9/05 |
| | | | | | CHARLEY PATRIS - 8/9/05 DX |
| | | | | | CHARLEY PATRIS - 8/10/05 DX |
| 5 | | 8/10/05 | - | - | Manila envelope case #02-012209 |
| 6 | | 8/10/05 | - | - | Manila envelope case#02-011523 |
| 7 | | 8/10/05 | - | - | Manila envelope case# 02-10450 (.25g) |
| 8 | | 8/10/05 | - | - | Manila envelope case#02-010450 (.30g) |

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*Include a notation as to the location of any exhibit not held with the case file or not available because of size.